

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:45 P.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Diana Monopoli, Deputy Clerk.

F045657 County of Stanislaus v. Ebrahim A. Esmaeili
Cause called and argued by Sharon Quinn, Deputy Attorney General, counsel for appellant County of Stanislaus. Charles Levatino, Esq., counsel for respondent Esmaeili did not appear.

Cause ordered submitted.

F040771 Hernandez v. Gonzalez et al. and Machado et al.
Cause called and argued by Judy Bailey, Esq., counsel for appellant and cross respondent Hector D. Hernandez and by Tony J. Tanke, Esq., counsel for respondents and cross appellants Linda K. Gonzalez et al. and by Paul E. Vallone, Esq., counsel for respondents John Machado et al.

Cause ordered submitted.

Court recessed until Tuesday, July 12, 2005 at 1:30 P.M.

F045648 People v. Flanagan
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F045648 People v. Flanagan

The judgment of conviction is affirmed. The sentence is vacated and the matter is remanded to the trial court for resentencing consistent with the views expressed herein.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045168 People v. Jaramillo

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F045168 People v. Jaramillo

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045641 People v. Gibson et al.

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F045641 People v. Gibson et al.

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045396 People v. Lee

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

F045396 People v. Lee

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047821 Eric Young on Habeas Corpus

Let a petition for writ of habeas corpus issue directing the Clerk of the Merced County Superior Court, if she receives said notice on or before 30 days from the date of the filing of this opinion, to file the notice, to treat it as being timely filed, and to proceed with the preparation of the record on appeal in accordance with the applicable rules of the California Rules of Court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045766 In re Jeremy R., a Minor

Appellant's petition for rehearing filed herein is denied.